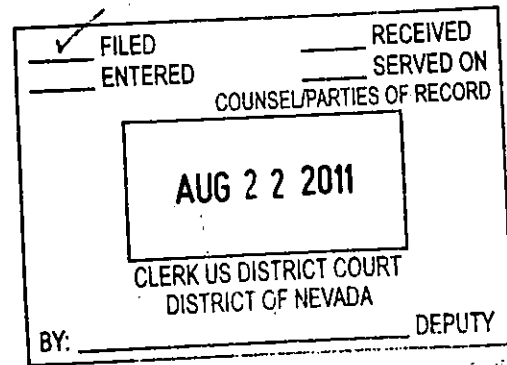


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 6 *Attorneys for Plaintiffs*



7 **UNITED STATES DISTRICT COURT**  
 8 **DISTRICT OF NEVADA - RENO DIVISION**

9  
 10 PAMELA D. LONGONI,  
 11 individually and as Guardian Ad  
 12 Litem for LACEY LONGONI,  
 13 and JEAN M. GAGNON,

Case No.: 3:10-CV-00297-LRH-(VPC)

14 Plaintiffs,

15 vs.

16 GMAC MORTGAGE, LLC., a Delaware  
 17 Limited Liability Company, EXECUTIVE  
 18 TRUSTEE SERVICES, LLC., a Delaware  
 19 Limited Liability Company, RESIDENTIAL  
 20 FUNDING COMPANY, LLC., a Delaware  
 21 Limited Liability Company, fka RESIDENTIAL  
 22 FUNDING CORPORATION, a Delaware  
 23 Corporation ILLEANNA PETERSON,  
 24 KATHLEEN GOWEN, individuals,  
 25 DOES 1-10; BLACK AND  
 26 WHITE CORPORATIONS 1-10,  
 27 corporations; ABLE & BAKER  
 28 COMPANIES 2-10, co-partnerships and or  
 limited liability companies,

Defendants. /

**JOINT CASE MANAGEMENT REPORT #7**

25 COMES NOW, Plaintiffs PAMELA D. LONGONI, individually and as Guardian  
 26 Ad Litem for LACEY LONGONI and JEAN GAGNON, by and through their attorneys,  
 27 Erickson, Thorpe & Swainston, Ltd., and Thomas P. Beko, Esq., and Defendants GMAC  
 28 MORTGAGE, LLC, EXECUTIVE TRUSTEE SERVICES, LLC, RESIDENTIAL

1 FUNDING CORPORATION, ILLEANNE PETERSON and KATHLEEN GOWEN, by and  
2 through their attorneys Bradley Arant Boult Cummings LLP, and David Hill Bashford, Esq.,  
3 and hereby submit the following Joint Case Management Report #7.

4 Pursuant to Minute Order (Doc #80), the parties previously submitted a proposed  
5 Amended Discovery Plan and Scheduling Order. Minute Order #80 also instructed the  
6 parties to provide the Court with a date certain within which the plaintiffs will file their Third  
7 Amended Complaint. *See*, ¶ 5.

8 Pursuant to Minute Order #80, the plaintiffs will file their Third Amended Complaint  
9 on or before **September 12, 2011**. The plaintiffs seek a period of 30 days in order to file said  
10 pleading because they are now considering whether to include wrongful foreclosure claims  
11 (which have as their basis the claimed absence of authority to commence non-judicial  
12 foreclosure actions because of the fact that the Promissory Note was severed away from the  
13 Deed of Trust). As this Court is aware, the defendants previous discovery responses  
14 indicated that the Promissory Note had been held by existing parties. If this representation  
15 had been correct, no such claim would lie. Recently, however, the defendants revealed that  
16 the subject Promissory Note had been "securitized" and as such was actually held by a  
17 separate trust.

18 In light of this new information, the plaintiffs need time to carefully review the  
19 extensive agreements which were produced by the defendants, and to conduct legal research  
20 to determine whether said trust must also be named as a party defendant.

21 Counsel for the exiting defendants has indicated that he will be defending Residential  
22 Asset Mortgage Products, Inc., and he has agreed to accept service of process on behalf of

23 //

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25 //

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1 said entity.

2 DATED this 10<sup>th</sup> day of August, 2011

3 ERICKSON, THORPE & SWAINSTON, LTD.  
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5 P.O. Box 3558  
6 Reno, Nevada 89505

7 By /s/ Thomas P. Beko, Esq.  
8 THOMAS P. BEKO, ESQ.  
9 Attorneys for Plaintiff

10 DATED this 10<sup>th</sup> day of August, 2011

11 BRADLEY ARANT BOULT CUMMINGS LLP  
12 100 N. Tyron Street, Suite 2690  
13 Charlotte, NC 28202

14 By /s/ David Hill Bashford, Esq.  
15 DAVID HILL BASHFORD, ESQ.  
16 Attorney for Defendants

17 **IT IS SO ORDERED**

18 David P. Baker  
19 U.S. MAGISTRATE JUDGE

20 DATED: August 22, 2011  
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